

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

In re:

LEHMAN BROTHERS SECURITIES AND
ERISA LITIGATION

Civil Action No. 09 MD 2017 (LAK)

ECF CASE

This Document Applies To:

*American National Insurance Company, et al. v.
Fuld, et al.,*
Case No. 1:09-cv-02363-LAK;

*California Public Employees' Retirement System v.
Fuld, et al.*
Case No. 1:11-cv-01281-LAK;

City of Auburn v. Fuld, et al.
Case No. 1:09-cv-03474-LAK;

City of Burbank v. Fuld, et al.
Case No. 1:09-cv-03475-LAK;

*City of Cerritos v. Citigroup Global Market, Inc.,
et al.*
Case No. 1:09-cv-07878-LAK;

*City of Fremont v. Citigroup Global Markets, Inc.,
et al.*
Case No. 1:09-cv-03478-LAK;

City of Long Beach v. Fuld, et al.
Case No. 1:09-cv-03467-LAK;

City of San Buenaventura v. Fuld, et al.
Case No. 1:09-cv-03476-LAK;

*City of South San Francisco v. Citigroup Global
Markets, Inc., et al.*
Case No. 1:09-cv-01946-LAK;

Contra Costa Water District v. Fuld, et al.
Case No. 1:09-cv-06652-LAK;

County of Alameda v. Ernst & Young, LLP, et al.
Case No. 1:09-cv-07877-LAK;

County of Tuolumne v. Ernst & Young, LLP, et al.
Case No. 1:09-cv-03468-LAK;

Danis v. Ernst & Young LLP, et al.,
Case No. 1:11-cv-09001-LAK;

Epstein Real Estate Advisory Retirement Trust v.
Fuld, et al.,
Case No. 1:10-cv-05617-LAK;

Fifty-Ninth Street Investors LLC v. Ernst & Young,
LLP, et al.
Case No. 1:11-cv-4278-LAK;

Loschiavo et al. v. Fidelity Management Trust Co.,
Case No. 1:10-cv-08631-LAK;

Mary A. Zeeb, Monterey County Treasurer, on
Behalf of the Monterey County Investment Pool v.
Fuld, et al.,
Case No. 1:09-cv-01944-LAK;

Remer v. Fuld, et al.,
Case No. 1:10-cv-02926-LAK;

San Mateo County Investment Pool v. Fuld, et al.,
Case No. 1:09-cv-01239-LAK;

Avi Schron and Adina Schron, JTWROS v. Ernst &
Young, LLP, et al.,
Case No. 1:11-cv-5112-RJH;

State Compensation Insurance Fund vs. Fuld, et
al.,
Case No. 1:11-cv-03892-LAK;

The State of New Jersey, Department of Treasury,
Division of Investment v. Fuld, et al.,
Case No. 1:10-cv-05201-LAK;

Starr International U.S.A. Investments LC, et al. v. Ernst & Young LLP,
Case No. 1:11-cv-3745-LAK;

Vallejo Sanitation and Flood Control District v. Fuld, et al.
Case No. 1:09-cv-06040-LAK;

Washington State Investment Board v. Fuld, et al.,
Case No. 1:09-cv-06041-LAK;

Zenith Insurance Company v. Fuld, et al.
Case No. 1:09-cv-01238-LAK

**DECLARATION OF CHRISTOPHER S. TURNER IN SUPPORT OF DEFENDANT
ERNST & YOUNG LLP'S MOTIONS TO DISMISS AND JOINDERS IN
MOTIONS TO DISMISS CERTAIN INDIVIDUAL ACTIONS**

I, Christopher S. Turner, am an associate of the law firm of Latham & Watkins LLP, 555 Eleventh Street, NW, Washington, DC 20004-1304. I am admitted to the Bars of the State of Georgia and the District of Columbia. I am submitting this declaration in support of Defendant Ernst & Young LLP's Motions to Dismiss and Joinders in Motions to Dismiss Certain Individual Actions.

1. Attached as Exhibit 1 is a true and correct copy of the Petition, the operative complaint in *Danis v. Ernst & Young LLP, et al.*, Case No. 1:11-cv-09001-LAK.

2. Attached as Exhibit 2 is a true and correct copy of the Amended Complaint, the operative complaint in *Starr International U.S.A. Investments LC, et al. v. Ernst & Young LLP*, Case No. 1:11-cv-3745-LAK.


3. Attached as Exhibit 3 is a true and correct copy of the Second Amended Complaint, the operative complaint in *The State of New Jersey, Department of Treasury, Division of Investment v. Fuld, et al.*, Case No. 1:10-cv-05201-LAK.

4. Attached as Exhibit 4 is a true and correct copy of the Tolling and Waiver Agreement by and among California Public Employees' Retirement System and Ernst & Young LLP, executed by counsel for Ernst & Young LLP.

5. Attached as Exhibit 5 is a true and correct copy of a letter dated November 16, 2011, from Thomas E. Egler of Robbins Geller Rudman & Dowd LLP to Jamie L. Wine of Latham & Watkins LLP, providing notice of termination of the Tolling and Waiver Agreement dated February 7, 2011.

I declare under penalty of perjury that the foregoing is true and correct, pursuant to 28 U.S.C. § 1746.

Executed on January 6, 2012



Christopher S. Turner